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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

DAVID HO, on behalf of himself and all
others similarly situated and on behalf of the
general public and DOES #1-20,

Plaintiffs,

v.

ERNST & YOUNG, LLP,

Defendants.

Case No. C 05 04867 (JF)

**STIPULATION AND [PROPOSED]--
ORDER CONTINUING DEADLINE FOR
FILING MOTION FOR CERTIFICATION
OF CLASS ACTION, and BRIEFING
SCHEDULE**

Hon. Jeremy Fogel

1 WHEREAS the Court has set June 30, 2010, as the date for Plaintiffs to file their motion for
2 class certification in the above-captioned action;

3 WHEREAS each party intends to take additional depositions prior to submitting their
4 respective class certification briefs, and the parties have not yet been able to conduct these depositions
5 because of scheduling conflicts;

6 WHEREAS the parties have met and conferred and agreed to the class certification briefing
7 schedule set forth below;

8 THEREFORE IT IS HEREBY STIPULATED by and between the parties hereto through their
9 respective undersigned counsel that:

10 1. Plaintiffs shall have up to and including July 30, 2010 to file their Motion For Class
11 Certification;

12 2. Defendant shall have up to and including September 30, 2010 to file an opposition to
13 Plaintiffs' Motion For Class Certification; and

14 3. Plaintiffs shall have up to and including November 1, 2010 to file a reply to Defendant's
15 Opposition to Plaintiff's Motion For Class Certification.

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18 Dated: May 27, 2010

/s/ Ross L. Libenson
Ross L. Libenson
HOFFMAN & LAZEAR
Attorney for Plaintiffs

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22 Dated: May 27, 2010

/s/ Gregory W. Knopp
GREGORY W. KNOPP (SBN237615)
AKIN GUMP STRAUSS HAUSER &
FELD LLP
Attorney for Defendant

ORDER

IT IS SO ORDERED.

Dated: 6/7/2010, 2010


United States District Judge

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is: 2029 Century Park East, Suite 2400, Los Angeles, California 90067. On May 27, 2010, I served the foregoing document(s) described as: **STIPULATION AND [PROPOSED] ORDER CONTINUING DEADLINE FOR FILING MOTION FOR CERTIFICATION OF CLASS ACTION, and BRIEFING SCHEDULE** on the interested party(ies) below, using the following means:

All parties identified for Notice of Electronic Filing generated by the Court's CM/ECF system under the referenced case caption and number

☒ BY ELECTRONIC MAIL OR ELECTRONIC TRANSMISSION. Based on a court order or an agreement of the parties to accept service by e-mail or electronic transmission, I caused the document(s) to be sent to the respective e-mail address(es) of the party(ies) as stated above. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on May 27, 2010 at Los Angeles, California.

Rose Shushanyan
Print Name

Rose Shushanyan
Signature